BID OPENING CITY OF SAN JOSE OFFICE OF THE CITY CLERK



TOTAL BASE BID	5,240,000
ALT NO. 1 53	900
ALT NO. 2 129	800
ALT NO. 3	200
Alt No. 4 9,	400
Alt No. 5	

BID DATE: Thursday, December 10, 2009

Project Manager: Agatha Ng - 535-8350

CALABAZAS BRANCH LIBRARY

BIDDER NAME:	Codding	
	/	
Bond / Cashier's C	heck	
Addendums Included ()	YESV NO
NonCollusion Affidavit		YESNO

PROPOSAL TO CITY OF SAN JOSE

FOR CALABAZAS BRANCH LIBRARY

Name of Bidder:	Coddina	Construction	Co.
	<u> </u>		

The representations herein are made under penalty of perjury.

To: The City of San Jose, State of California

The undersigned, as bidder, declares that the only person or parties interested in this proposal as principals are those named herein; that this proposal is made without collusion with any other person, firm or corporation; that the bidder has thoroughly read and examined and has full knowledge of and understands all the provisions and contents of this proposal and the documents which must be attached hereto, the Plans approved by the Director of Public Works on October 27, 2009 entitled CALABAZAS BRANCH LIBRARY and the Specifications approved by the Director of Public Works on October 27, 2009 entitled CALABAZAS BRANCH LIBRARY on file in the office of the Director of Public Works of the City of San Jose in City Hall, San Jose, California; that the bidder has thoroughly examined said Plans and Specifications which are on file in the office of the Director of Public Works, and that the bidder has full knowledge of and understands said Plans and Specifications and the requirements thereof; and that the bidder has further read and understands, and has knowledge of the contents of any and all addenda to said Plans and Specifications on file; and that the bidder proposes and agrees, if this proposal is accepted, that the bidder will contract with the City of San Jose, in the form of the copy of the contract on file in the office of the Director of Public Works, to do all the work and furnish all materials specified or referred to in the contract, in the manner and time therein prescribed, and according to the requirements of the City or Director of Public Works as therein set forth, to furnish the contract, bonds and insurance specified in the Specifications, and to do all other things required of the Contractor by the contract; and will take in full payment therefor the following price or unit prices as shown in the Schedule of Quantities on the next page(s).

If the bidder or other interested persons is a corporation, state legal name of corporation, also names of the President, Secretary, Treasurer, and the Manager thereof; if a partnership, state the name of the partnership, if one exists, also the names of all the partners comprising the partnership; if any of the partners are individuals, state the first and last name of every individual in full, if any of the partners are corporations, state for each such corporation, the information required above of corporations; if any of the partners are partnerships, state for each such partnership the information required above of partners; if the bidder or other interested person is a joint-venture, state the name of the joint venture, also names of all joint venturers comprising the joint venture; if any of the joint venturers are individuals, state the first and last name of every individual comprising the joint venture; if any of the joint venturers are corporations, state for each corporation the information required above of corporations; if any of the joint venturers are partnerships, state for each such partnership, the information required above of partners; if bidder or other interested persons is an individual, state first and last names in full.

If bidder is an <u>individual</u>, the bidder's signature shall be placed below; if bidder is an individual, doing business under a fictitious name, the name of the individual followed by the words "doing business under (insert the fictitious name)" shall be set forth above, together with the signature of the individual; if bidder is a corporation, the legal name of the corporation shall be set forth above, together with the signature of the officer or officers of the corporation, authorized to sign contracts on behalf of the corporation, the corporate title; that is Vice-President, Secretary, etc., should be placed below the name of the officer and the corporate seal affixed; if bidder is a partnership, the legal name of the partnership, if one exists, shall be set forth above, together with the signature of the partner or partners authorize to sign contracts on behalf of the partnership; if any of the partners are corporations, execution for such partners shall be accomplished (cont. on page 2 of 3)

DESCRIPTION OF WORK:

Furnish all necessary labor, materials, equipment, and incidentals to complete the work, as described in the plans and Specifications for this project.

BID ITEM:

For the CALABAZAS BRANCH LIBRARY (1-4)

TOTAL BID PRICE FOR EACH ITEM (in figures):

	(in figures):
<u>Project Description</u> : All work described for the construction of a 10,500s facility known as the Calabazas Branch Library Project as noted in the propand drawings, including allowances described below:	
Allowance 1: Utility connections fees.	\$150,000
Allowance 2: SWPPP/Erosion Control requirements.	30,000
Allowance 3: CEQA Mitigation Monitoring and reporting.	30,000
Allowance 4: Third Party Special Inspection for Structural and Soil certification.	150,000
Allowance 5: Third Party Hazardous Materials Monitoring Agency.	25,000
Total Allowances:	\$385,000 5, 240,000.00
TOTAL BASE BID The amount of the Total Base bid set forth here includes each of the above Allowances (no exceptions):	Base Bid:
BID ADD ALTERNATES: (1)(2)	•
1. Alternate 1: Exterior Metal Panel Siding MP2 (Ribbed Panel)	Add #1: 53,900."
2. Afternate 2: Exterior Metal Panel Siding MP1 (Zinc Panels)	Add #2: 139,800."
3. Alternate 3: Exterior Concrete Benches with color coating and Anti- graffiti coating; and yellow exterior Pavers	Add #3: 10,000 .**
4. Alternate 4: Interior - Add Glazing and Frame at Group Study Room	Add #4: 7, 400 ?"

NOTES:

- (1) Bid Alternates prices are to include the Contractor General Conditions, Project and Overhead, bonding and related costs specified to the scopes of work for each individual Alternate.
- (2) Refer to Specification Section 01230 for additional information for each "Alternate" alternate work.
- (3) See the Special Provisions Section in this project manual for descriptions of "Award of Contract".
- (4) Base bid value amount is to include the Allowance value as indicated in Specification Section 01210, "Allowances".

City of San Jose Calabazas Branch Library Bid

Codding Construction Co. - Corporation

John Gordon – President & RMO Rick Freeman – Vice President Linda Morgan – Secretary & Treasurer Thomas Logan – Assistant Secretary & Treasurer

Statement of Bidder's Experience:

Project Name: DC Power Tenant Improvement

Agency/Entity: Sonoma Mountain Village LLC & KDRP LLC

Contract Amount: \$1.3 Million

Project Name: Comcast Tenant Improvement – LEED certified Agency/Entity: Sonoma Mountain Village LLC & KDRP LLC

Contract Amount: \$1.9 Million

Project Name: Whole Foods Market Agency/Entity: Simon Property Group

Contract Amount: \$7 Million

Project Name: AT&T Tenant Improvement

Agency/Entity: Sonoma Mountain Village LLC & KDRP LLC

Contract Amount: \$1 million

Project Name: Ashley Furniture Tenant Improvement – Fremont, CA

Agency/Entity: Ashley Furniture Contract Amount: \$2.5 Million

Project Name: Sonoma Mountain Village Business Incubator Agency/Entity: Sonoma Mountain Village Business Cluster

Contract Amount: \$1.4 Million

Project Name: Ashley Furniture Tenant Improvement – Rohnert Park, CA

Agency/Entity: Retail Endeavors Group VII LTD

Contract Amount: \$5.8 Million

LIST OF SUBCONTRACTORS

Designation of Subcontractors as required in Section 2-1.15A of the City of San Jose Standard Specifications, July 1992.

BIDDER (GENERAL CONTRACTOR): Codding Construction (page 1)

NAME OF SUBCONTRACTOR	LOCATION OF PLACE OF BUSINESS	PORTION (DESCRIPTION) OF WORK
Paritaro	Manteca	Demo
Fremont Pasing	Devoto	Site
Mee to Chreen	Brownson	Landerebe
CLP Plestering	3R	Stocco
Mile Owen FAD	Balansaeld	Struct. Steel
ft Course	SANSEOR	Concreta
DIECOL	Monteca	Polishim Sed
Dudley Focoustics	Sw Jose	T-Ber
Projec Eredors	Rocklin	NON FINISHS
Galoris de forma	SANJOSE	Rochn
+ Sopre Mechanical	200 7006	Fleshing
Chipocog Consp	Stack for	Caless
Rogiocik	Rohard Park	Flooring
Sloter Coston Addition	5.F.	Partino
Reliable Mech	Ser-lise.	+MXC
Brobenille Arrows	Se.	Planbin
Pl Ekeb	Spc. Spuls Croz	Electrical
Ploor BBryand.	200) AND	Tire Probabilar

LIST OF SUBCONTRACTORS (Cont.)

BIDDER (GENERAL CONTRACTOR): Codding Construction (page 2)

NAME OF SUBCONTRACTOR	LOCATION OF PLACE OF BUSINESS	PORTION (DESCRIPTION) OF WORK
havis & Titals	SonJose	Sove master Des
Rec1	RANGO CONDOSP	Joint Schers
SK Mill & Pindon	Devere Newer	Cab. Tops
Control Tech.	Anahain	AMAC COMPANIS
WRCS	Soisan City	Voice & Petr.
Ellis & Ellis	Sec.	Sigurs.
Ross McDorddly	Marnear.	Libry State Sys
Sherrill	58.	Commissionin



CITY FACILITIES ARCHITECTURAL SERVICES

December 2, 2009

ADDENDUM NO. 1 FOR THE CALABAZAS BRANCH LIBRARY

Notice is hereby given that the following revisions, additions and/or deletions are hereby made of, and incorporated into plans and specifications for the CALABAZAS BRANCH LIBRARY PROJECT.

GENERAL:

Please find attached Addenda No. 1 with modified Project Manual and Drawings. Drawings are issued in sketch form, 8 1/2" x 11". A complete listing of all modified Project Manual and Drawings sheets is included in the attached documentation.

INSTRUCTIONS TO BIDDER:

The bidder must sign this addendum in the space provided below and return one signed copy of THIS SHEET with the bid. Failure to return this signed copy with the bid documents shall not relieve the bidder of the obligation to include this addendum with the bid proposal.

APPROVED BY:

Division Manager

Bidder's vice President Signature & Title of Bidder



Department of Public Works

CITY FACILITIES ARCHITECTURAL SERVICES

December 4, 2009

ADDENDUM NO. 2 FOR THE CALABAZAS BRANCH LIBRARY

Notice is hereby given that the following revisions, additions and/or deletions are hereby made of, and incorporated into plans and specifications for the CALABAZAS BRANCH LIBRARY PROJECT.

GENERAL:

Please find attached Addenda No. 1 with modified Project Manual and Drawings. Drawings are issued in sketch form, 8 1/2" x 11". A complete listing of all modified Project Manual and Drawings sheets is included in the attached documentation.

INSTRUCTIONS TO BIDDER:

The bidder must sign this addendum in the space provided below and return one signed copy of THIS SHEET with the bid. Failure to return this signed copy with the bid documents shall not relieve the bidder of the obligation to include this addendum with the bid proposal.

APPROVED BY:

Division Manager

Construction (

Sighature & Title of Bidder

Addendum No2 letter.doc 200 B. Santa Clara St., 6th Floor, San José, CA 95113 tel (408) 535-8313 fax (408) 292-6288 www.san-joseca.gov

Vice President

BIDDER'S BOND

KNOW ALL PERSONS BY THESE PRESENTS:

	That we,	CODDING CONST	RUCTION CO.	as PF	LINCIPAL,
and GF	REAT AMERICAN	I INSURANCE COM	PANY	a corporation duly organize	
	the State of			duly licensed to become sole sure	
				SURETY, are held and firmly bou	
				penal sum of TEN PERCENT (109	
				ove named, submitted by said Prin	
				the payment of which sum in lawfu	
				ourselves, our beirs, executors, adu	
and suc	cessors, joint	ly and severally,	firmly by the	e presents. In no case shall the lial	nuty of the
Surety I	hereunder exc	ecd the sum of	TEN PERCENT	10%) OF AMOUNT BID*	DOT \$ 4000
					DOLLARS
(2,	10%*).			

THE CONDITION OF THIS OBLIGATION IS SUCH.

That whereas the Principal has submitted the above mentioned bid to the City of San Jose, for certain construction specifically described as follows, for which bids are to be opened in the Office of the City Clerk Office, CITY OF SAN JOSE, City Hall, 200 E. Santa Clara St., Wing, 2nd floor, San Jose, CA 95113 on December 16, 2009 for CALABAZAS BRANCH LIBRARY.

NOW, THEREFORE, if the aforesaid Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to Principal for signature, enters into a written contract, in the prescribed forms, in accordance with the bid, and files a Faithful Performance Bond and a Contractor's Payment Bond, and files the required insurance policies with the City, all as required by the specifications and the contract or by law, then the obligation shall be null and void; otherwise it shall be and remain in full force and effect.

The Surety, for value received, hereby stipulates and agrees that the obligation of said Surety and its bond shall be in no way impaired or affected by any extension of the time within which the Owner may accept such Bid; and said Surety does hereby waive notice of any such extension.

In the event suit is brought upon this bond by the Obligee and judgement is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorney's fee to be fixed by the court.

Page 1 of 2

15

IN WIINESS WHEREOF, we have hereunto set our hands and seals on this 1st day of December . 20 09 .		
	PRINCIPAL	SURETY
	CODDING CONSTRUCTION CO. Legal Company Name	GREAT AMERICAN INSURANCE COMPANY . Legal Company Name
	Corporation Indicate Type of Entity	
By	Title:	By Daniel M. Connolly, Attorney-In-Fact
Ву	U. Parsivert Title:	By Title:
(Affix Cornorate Scals)		

(Attack Acknowledgments of both Principal and Surety signatures)

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California)
County of San Joaquin	}
On December 1, 2009 before me,	Jennifer Loper, Notary Public
personally appeared	Here insert Name and Title of the Officer Daniel M. Connolly Name(s) of Signer(s)
Jennifer Loper COMM. #1826229 NOTARY PUBLIC - CALIFORNIA SAN JOAQUIN COUNTY My Commission Expires Jan. 6, 2013	who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/arec subscribed to the within instrument and acknowledged to me that he/sha/they executed the same in his/ha/the/the/the authorized capacity(jes), and that by his/ha/the/the/the/the/the/the/the/the/the/the
Place Notary Seal Above	Signature Signature of Notaly Public
	may prove valuable to persons relying on the document
Description of Attached Document	
Title or Type of Document: <u>Bidder's Bond</u>	
Document Date: December 1, 2009	Number of Pages; 2
Signer(s) Other Than Named Above:	
Capacity(ies) Claimed by Signer(s)	
Signer's Name: Daniel M. Connolly Individual Corporate Officer — Title(s): Partner — Limited General Attorney in Fact Trustee Guardian or Conservator Other: Signer Is Representing: Great American Insurance Company	Signer's Name: Individual Corporate Officer — Title(s): Partner — Limited General Attorney in Fact Trustee Guardian or Conservator Other: Signer Is Representing:

GREAT AMERICAN INSURANCE COMPANY®

Administrative Office: 580 WALNUT STREET CINCINNATI, OHIO 45202 513-369-5000 FAX 513-723-2740

The number of persons authorized by this power of attorney is not more than FOUR

No. 014513

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That the GREAT AMERICAN INSURANCE COMPANY, a corporation organized and existing under and by virtue of the laws of the State of Ohio, does hereby nominate, constitute and appoint the person or persons named below, each individually if more than one is named, its true and lawful attorney-in-fact, for it and in its name, place and stead to execute on behalf of the said Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; provided that the liability of the said Company on any such bond, undertaking or contract of suretyship executed under this authority shall not exceed the limit stated below.

Name
DIANE KELLEY
STAN WARD
DANIEL M. CONNOLY
KAREN AMIN

Address ALL OF LODI, CALIFORNIA Limit of Power ALL \$75,000,000.00

This Power of Attorney revokes all previous powers issued in behalf of the attorney(s)-in-fact named above.

IN WITNESS WHEREOF the GREAT AMERICAN INSURANCE COMPANY has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this

1st day of, APRIL , 2009.

Attest

GREAT AMERICAN INSURANCE COMPANY

STATE OF	OHIO.	COUNTY	OF HAN	AILTON - ss:

DAVID C. KITCHIN (513-412-4602)

C. KITCHIN, to me known, being duly sworn, deposes and

On this 1st day of APRIL, 2009, before me personally appeared DAVID C. KITCHIN, to me known, being duly sworn, deposes and says that he resides in Cincinnati, Ohio, that he is the Divisional Senior Vice President of the Bond Division of Great American Insurance Company, the Company described in and which executed the above instrument; that he knows the seal of the said Company; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of his office under the By-Laws of said Company, and that he signed his name thereto by like authority.

This Power of Attorney is granted by authority of the following resolutions adopted by the Board of Directors of Great American Insurance Company by unanimous written consent dated March 1, 1993.

RESOLVED: That the Division President, the Division Senior Vice President, the several Divisional Vice Presidents and Divisional Assistant Vice Presidents, or any one of them, be and hereby is authorized, from time to time, to appoint one or more Attorneys-in-Fact to execute on behalf of the Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; to prescribe their respective duties and the respective limits of their authority; and to revoke any such appointment at any time.

RESOLVED FURTHER: That the Company seal and the signature of any of the aforesaid officers and any Secretary or Assistant Secretary of the Company may be affixed by facsimile to any power of attorney or certificate of either given for the execution of any bond, undertaking, contract or suretyship or other written obligation in the nature thereof, such signature and seal when so used being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

CERTIFICATION

I, STEPHEN C. BERAHA, Assistant Secretary of Great American Insurance Company, do hereby certify that the foregoing Power of Attorney and the Resolutions of the Board of Directors of June 9, 2008 have not been revoked and are now in full force and effect.

Signed and sealed this 1st

day of, December

, 2009

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California)	
County of Sanoara		}	
Octation of the property of		Dawn M. Hyde, Notary Public Here Insert Name and Title of the Officer	
On Locanday 9 2009 before	me,	Here Insert Name and Title of the Officer	
personally appeared		Name(s) of Signer(s)	
	Rick F	reeman	
DAWN M. NVDI Commission & 188 Notary Public - Cell Sonoma Count My Comm. Expires Sep.	ev su to hi hi si 31,10 pe somia la	ho proved to me on the basis vidence to be the person(\$\frac{1}{2}\$ whose ubscribed to the within instrument and me that he/sbe/tbe/\(\text{per}\) executed s/he/\(\text{their}\) authorized capacity(ies) s/he/\(\text{their}\) signature(\$\epsilon\) on the interson(\$\epsilon\), or the entity upon behalterson(\$\epsilon\) acted, executed the instrummentify under PENALTY OF PERJUWS of the State of California that aragraph is true and correct.	name((s) is/ a (c) is/a(c) acknowledged the same in and that by nstrument the fof which the nent.
and could prevent fraud	OPTION of required by law, is	ignature: Signature of Motary Pu IAL t may prove valuable to persons relying on the eattachment of this form to another document	ne document
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Though the information below is no and could prevent fraud Description of Attached Docur Title or Type of Document: Document Date: Signer(s) Other Than Named Above Capacity(ies) Claimed by Signer Signer's Name: Corporate Officer — Title(s): Individual Partner — Limited General Attorney in Fact Trustee Guardian or Conservator	ove OPTION of required by law, it fulent removal and re ment Electrical Street	Signature of Motary Put IAL It may prove valuable to persons relying on the eattachment of this form to another document of Pages: Number of Pages:	ne document nt. RIGHT THUMBPRINT OF SIGNER

NONCOLLUSION AFFIDAVIT

	, being first duly sworn, deposes and says that he/she is	
the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof the effectuate a collusive or sham bid. In accordance with Title 23, United States Code, Section 112, the bidder hereby states, under penalty of perjury, that he/she has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with this contract. Bidders are cantioned that making a false certification may subject certifier to criminal prosecution. The undersigned declares under penalty of perjury that the information contained in this proposal and all accompanying documents are true and correct.		
Executed on		
Codding Construction Co.	City Business Lic. No.:	
Legal Company Name	Expiration Date:	
	State Contractor Lic. No.: <u>203301</u>	
Corporation	Classification: B	
Indicate Type of Entity: Sole Proprietorship,	Expiration Date: 9/30/2011	
Partnership (General/Limited Partners),	Federal I. D. No.: 94-1512547	
Corporation, Joint Venture, etc.	Address: <u>P.O. Box 3550</u>	
	1400 Valley House Dr. Suite los	
$1/\Omega h$	Kohnert Park, CA. 94928	
By: Media	Telephone: (707) 795-3550	
Title: Vice. President	**********	
NOTARY		
Dawn M	i. Hyde, Notary Public, personally	
On December 8 2009 before me,		
upp mount	name and title of officer)	
Rick Freeman	who proved to me on the basis of satisfactory	
evidence to be the person(s) whose name(s) is/are subscrit	bed to the within instrument and acknowledged to me that	
he/she/they executed the same in his/her/their authorized	capacity(ies), and that by his/her/their signature(s), on the	
instrument the person(s), or the entity upon behalf of wh	ich the person(s) acted, executed the instrument.	
I certify under the PENALTY OF PERJURY under the la		
WITNESS my hand and official seal.	DAWN M. HYDE	
	Commission # 1863110	
Signature	(Scal) Section Notary Public - California	
Notary Public	Sonoma County My Comm. Expires Sep 25, 2013	
Page 3 o	f3	